

## **LR68-TR79-118 SPECIAL JUDGE IN CIVIL AND JUVENILE CASES**

Pursuant to Trial Rule 79 of the Indiana Rules of Trial Procedure, the Circuit and Superior Courts of Randolph County adopt the following rule for the selection of special judges in civil and juvenile cases.

In civil cases and in the absence of agreement as to a particular special judge or an agreement to have the regular sitting judge appoint a special judge, the regular sitting judge shall select (on a rotating basis) one of the judges from the following available panel of judges from this and contiguous counties (omitting the judge from whom change of venue is being taken):

- a. Presiding Judge, Delaware Circuit Court No. 1
- b. Presiding Judge, Delaware Circuit Court No. 2
- c. Presiding Judge, Delaware Circuit Court No. 3
- d. Presiding Judge, Delaware Circuit Court No. 4
- e. Presiding Judge, Delaware Circuit Court No. 5
- f. Presiding Judge, Jay Circuit Court
- g. Presiding Judge, Jay Superior Court
- h. Presiding Judge, Blackford Circuit Court
- i. Presiding Judge, Blackford Superior Court
- j. Presiding Judge, Henry Circuit Court
- k. Presiding Judge, Henry Superior Court No. 1
- l. Presiding Judge, Henry Superior Court No. 2
- m. Presiding Judge, Randolph Circuit Court
- n. Presiding Judge, Randolph Superior Court

In the event that a special judge selected from the rotating list is ineligible for, disqualified from or excused from appointment, then the regular sitting judge shall select (on the rotating basis) the next judge on the list. In the event that no judicial officer within the above list is eligible to serve as special judge or the particular circumstances of the case warrant selection of a special judge by the Indiana Supreme Court, the judge of the Court in which the case is pending shall certify the matter to the Indiana Supreme Court for appointment of a special judge.

In juvenile cases, and in the absence of agreement as to a particular special judge or an agreement to have the regular sitting judge appoint a special judge or transfer as set forth herein, the regular sitting judge shall select (on a rotating basis) one of the judges from the following available panel of judges from contiguous counties:

- a. Presiding Judge, Delaware Circuit Court No. 1
- b. Presiding Judge, Delaware Circuit Court No. 2
- c. Presiding Judge, Jay Circuit Court
- d. Presiding Judge, Henry Circuit Court
- e. Presiding Judge, Henry Superior Court No. 1
- f. Presiding Judge, Blackford Circuit Court
- g. Presiding Judge, Randolph Superior Court
- h. Presiding Judge, Randolph Circuit Court

In the event that a special judge selected from the rotating list is ineligible for, disqualified from or excused from appointment, then the regular sitting judge shall select (on the rotating basis) the next judge on the list. In the event that no judicial officer within the above list is eligible to serve as special judge or the particular circumstances of the case warrants selection of a special judge by the Indiana Supreme Court, the judge of the Court in which the case is pending shall certify the matter to the Indiana Supreme Court for appointment of a special judge.

The Randolph County Clerk shall maintain separate civil and juvenile lists, in the order of rotation as set forth in this rule, from which the regular sitting judge can determine the appropriate appointment in civil and juvenile cases.